

FEDERAL COMMUNICATIONS COMMISSION
Washington, D. C. 20554

OFFICE OF
MANAGING DIRECTOR

NOV 27 2001

file 25

Melvin Reams, President
Reams Communications, Inc.
Post Office Box 10101
Austin, Texas 78766

Re: Reams Communications, Inc.
Regulatory Fee Waiver Request
Fee Control No.: 00000RROG-01-055

Dear President Reams:

This is in response to your letter dated September 20, 2001, filed on behalf of Reams Communications, Inc. (Reams), in which you apparently request a waiver of the \$615.00 fiscal year (FY) 2001 regulatory fee.

Our records reflect that Reams has paid its FY 2001 regulatory fee. Although you do not explicitly request a waiver of the FY 2001 regulatory fee, the "Attention" line of your letter (which reads "Regulatory Fee Waiver/Regulation Request") suggests that you are requesting such a waiver of the regulatory fees. The Commission may waive, reduce, or defer regulatory fees only upon a showing of good cause and a finding that the public interest will be served thereby.¹ In your letter, you assert that Reams is a long-distance telephone service with no local switching facilities. You also assert that Reams is not a Competitive Local Exchange company and is not collecting local number portability fees. You further claim that "[t]he attached FCC Forms 159 and 159-C are not applicable." (We note that your letter does not include the referenced forms.) We find that you have neither demonstrated that the interests of Reams in not paying the regulatory fee overrides the public interest nor otherwise established that the public interest would be served by a grant of your request for relief. We therefore deny your request for relief.

¹ See 47 U.S.C. §159(d); 47 C.F.R. §1.1166; see also *Implementation of Section 9 of the Communications Act, Assessment and Collection of Regulatory Fees for the 1994 Fiscal Year, Report and Order*, 9 FCC Rcd 5333, 5344 (1994), on recon., *Memorandum Opinion and Order*, 10 FCC Rcd 12,759, para. 12 (1995) (regulatory fees may be waived, deferred, or reduced on a case-by-case basis in extraordinary and compelling circumstances upon a clear showing that a waiver would override the public interest in reimbursing the Commission for its regulatory costs).

Melvin Reams, President

2.

If you have any questions concerning this matter, please contact the Revenue & Receivables Operation Group at (202) 418-1995.

Sincerely,

A handwritten signature in black ink, appearing to read 'Mark A. Reger', with a large, stylized initial 'M'.A small, stylized handwritten mark or flourish, possibly a cursive 'M' or 'R', positioned to the left of the printed name.

Mark A. Reger
Chief Financial Officer

Reams Communications, Inc.
P.O. Box 10101
Austin, TX 78766

RECEIVED
FCC

2001 SEP 25 P 3 18

ACCOUNT PROCESSING
GROUP-DPT/RPT/TMT

September 20, 2001

Office of the Managing Director
Federal Communications Commission
445 12th Street, S.W., Room 1-A625
Washington, D.C. 20554

WF9

Attn: Regulatory Fee Waiver/ Regulation Request

Dear Sirs,

Reams Communications, Inc. is a long distance telephone service with no local switching facilities. Reams Communications, Inc. is not a Competitive Local Exchange Company and is not collecting local number portability fees.

The attached FCC Forms 159 and 159-C are not applicable.

Sincerely



Melvin Reams
President

NEUSTAR, INC.

Date : August 6, 2001
TRSID: 801336

Mid-Atlantic Region :	0.000000 %	\$	0.00
Midwest Region :	0.000000 %	\$	0.00
Northeast Region :	0.000000 %	\$	0.00
Southeast Region :	0.000000 %	\$	0.00
Southwest Region :	0.000200 %	\$	66,651.00
West Coast Region :	0.000000 %	\$	0.00
Western Region :	0.002200 %	\$	599,859.00

Melvin Reams
Reams Communications, Inc.
P.O. Box 21098
Albuquerque, NM 87154-1098

Dear Service Provider,

YOU ARE RECEIVING THIS LETTER BECAUSE YOU RECENTLY FILED A NEW FORM 499A WITH THE NATIONAL EXCHANGE CARRIER ASSOCIATION (NECA), EITHER AS A NEW COMPANY OR TO CHANGE YOUR REGIONAL REVENUE INFORMATION.

NeuStar, (formerly Lockheed Martin IMS), is the Local Number Portability (LNP) Administrator for all seven, regional local portability databases (Mid-Atlantic, Midwest, Northeast, Southeast, Southwest, West Coast, and Western) in the United States. Listed above is your regional revenue and your specific LNP regional allocation percent.

In the Telecommunications Act of 1996, Congress directed local telephone companies to offer local telephone number portability in accordance with requirements prescribed by the Federal Communications Commission (FCC). In mandating the kind of telephone number portability envisioned by Congress, the FCC implemented a system of shared regional databases.

Shared LNP charges apply to all telecommunications carriers as in accordance with the Third Report and Order CC Docket No. 95-116, the FCC implemented section 251(e)(2) with regard to the costs of providing long-term number portability. Section 251(e)(2) of the Communications Act of 1934 (1934 Act), as amended, requires that "[t]he cost of establishing telecommunications numbering administration arrangements and number portability shall be borne by all telecommunications carriers on a competitively neutral basis as determined by the Commission."

Telecommunications carriers with end-user revenues are required to pay an allocated portion of the shared costs incurred by the regional database administrator in proportion to that carrier's international, interstate, and intrastate end-user telecommunications revenues for that region.

Telecommunications carriers that provide telecommunications service in a region but do not have international, interstate, or intrastate end-user telecommunications revenues in the region will be assessed \$100.00 per year for that region as their statutory share of the shared costs. These include, but are not limited to, carriers that sell telecommunications services only to other carriers (carrier's carriers).

Each legal entity providing telecommunications service was required to file Form 499A which was administered by the National Exchange Carriers Association (NECA). This form was used to calculate various FCC mandated costs, i.e. Universal Service Fund, TRS, NANPA, LNP, etc.

The calculation used to determine your LNP cost is on page 23 of the instructions for Form 499A. To calculate the LNP regional revenue: add line 420 (a) plus 412 (a) less line 511 (a) times the percentages of end user revenue shown in Lines 503 - 509.

The carrier's regional allocation percent was calculated based on the formula above and will be used to determine each carrier's monthly allocated charges for the billing year July 1, 2001 through June 30, 2002.

Allocated charges are subject to a 4% Revenue Recovery Cost (RRC) fee to insure all billings for these charges are collected in full. An annual billed vs collected analysis will be conducted and the RRC percent adjusted each calendar year based on the previous 12 months' collection history. In the event of a variance between billed vs collected, the variance balance plus interest will be applied as a credit or a debit on an annual basis. The debt or credit variance will be applied based on the carrier's allocation percent.

Changes/revisions/updates to your regional revenue information must be submitted to NECA by filing a revised Form 499A with an authorized signature. To contact NECA call 1-973-560-4400.

Changes submitted to NECA after the 15th of each month will be made in the subsequent month. Example: Company A submits changes on March 20, 2001. The March 31 invoice is calculated on the "original" end-user revenues. Company A is responsible for paying this invoice. The April 30 invoices will reflect the "revised" revenues and the allocation of shared costs will be adjusted.

Carriers failing to notify NECA of regional end-user revenue changes or to make changes in a timely manner are responsible for full invoice payment calculated on the figures listed above. Please be advised that revenue changes affect all Service Provider allocations in the specific region. To ensure fair and consistent LNP charges, we appreciate your cooperation.

If you have any questions regarding this process, or need additional information, our Billing Representatives are available Monday through Friday, 8am to 6pm (EDT) at 1-877-245-5277. Please contact Neustar Billing Representatives to alert them that you are submitting changes, however, all changes/revisions/updates **must be done in writing and a revised Form 499A submitted to NECA.**

Thank You.

NPAC Billing Operations Center



PUBLIC NOTICE

FEDERAL COMMUNICATIONS COMMISSION

445 12th STREET, S.W.

WASHINGTON, D.C. 20554

25930

News media information 202/418-0500 Fax-On-Demand 202/418-2830 Internet: <http://www.fcc.gov> <ftp.fcc.gov>

August 3, 2001

FY 2001 International and Satellite Services Regulatory Fees

The Federal Communications Commission issues this Public Notice in order to provide valuable information concerning the payment of regulatory fees in FY 2001. If you are a licensee or authorized entity in any of the services handled by the International Bureau, you should carefully review this Public Notice.

WHO MUST PAY REGULATORY FEES IN FY 2001

The following regulatees must pay fees in FY 2001: international public fixed licensees (Part 23), international (HF) broadcast licensees (Part 73), providers of international bearer circuits, earth station regulatees (Part 25), geostationary space station regulatees (Part 25) and direct broadcast satellite licensees (Part 100), and non-geostationary orbit satellite system licensees (formerly low earth orbit satellite systems) (Part 25). Governments and nonprofit entities (exempt under Section 501 of the Internal Revenue Code) are not required to pay regulatory fees and should not submit payment. *The Commission requires that each exempt entity submit, or have on file with the Commission, a current IRS Determination Letter documenting its nonprofit status, a certification of governmental authority, or certification from a governmental authority attesting to its exempt status.* Responsibility for payment of that fee rests with the current holder of the permit or license at the time payment is due. A regulatee is responsible for summing all of its services to determine if a fee is due. If the sum of all services owed is less than \$10, then the regulatee is exempt from paying the fee.

WHY THE COMMISSION MUST COLLECT REGULATORY FEES

The requirement to collect annual regulatory fees from international regulatees is contained in Public Law 103-66, "The Omnibus Budget Reconciliation Act of 1993." These regulatory fees, which are likely to change each fiscal year, are used to offset costs associated with the Commission's enforcement, public service, international and policy and rulemaking activities. These fees are in addition to any application processing fees associated with obtaining a license or other authorization from the Commission.

IMPORTANT FY 2001 CHANGES FOR REGULATORY FEE FILERS

The Remittance Advice 159 has been revised to accept payer and applicant FCC Registration Numbers (FRN). We recommend that you begin using the registration number with all payments to the Commission. If you do not yet have an FRN, you can obtain one through the FCC website listed below, or by filling out the registration form (Form 160) enclosed in this public notice. If at the time of submission you still do not have an FRN number, and do not wish to obtain one either through the FCC website or by submitting Form 160, you must submit your payment using the July 1997 Form 159 and include your Tax Identification Number (TIN) or other identifier. You can obtain the July 1997 Form 159 through the FCC website (<http://www.fcc.gov/formpage.html>) or by calling the Forms Room, who will then fax or mail you a copy of this version of Form 159. **Please note that future transactions with the FCC will require the use of the FCC FRN number. Therefore, we encourage you to obtain and use the FCC FRN as soon as possible.**

To obtain a revised Remittance Advice 159:

- A revised Remittance Advice 159 is included in this package
- Go to <http://www.fcc.gov/formpage.html>.
- Call the FCC's Form Distribution Center at 1-800-418-FORM [3676].
- Pick up the form at the Commission in Room TW-B200
- Call CORES Helpdesk at 1-977-480-3201.

The Commission first began accepting Registration Numbers (FRN) after July 19, 2000. As was the case last year, we are encouraging all payers to obtain and use the FRN when submitting their payment of regulatory fees.

If you were registered in the Wireless Telecommunications Bureau's Universal Licensing System (ULS) and your registration included all the information we needed to issue a Registration Number, we pre-registered you and mailed you your FRN in a letter dated last July (2000). You may want to check CORES to determine if you are still registered.

To obtain a Registration Number:

- Register at www.fcc.gov, click on E-Filing at the top of the page, and scroll down to the CORES Registration link.
- Check your pre-assigned number at www.fcc.gov, click on E-Filing at the top of the page, and scroll down to the CORES Registration link.
- File FCC Form 160, (CORES Registration) which is included in this package. You may obtain the form at <http://www.fcc.gov/formpage.html> or by calling the FCC's CORES Helpdesk at 1-877-480-3201. You may also pick up the form in Commission Room TW-B200. Mailing instructions are on the form.

If you are unable to register electronically, you can still submit your application for a Registration Number (FCC Form 160) directly to Mellon Bank (along with your filing documents and payment) or fax the FRN registration form to the CORES Helpdesk at (202) 418-7869. Mellon will register you and you will receive a confirmation letter from the FCC through the U.S. Postal Service mail.